

## United States District Court

SOUTHERN

DISTRICT OF

TEXAS

MCALLEN DIVISION

UNITED STATES OF AMERICA

V.

Jose Rene Gutierrez-Perez

United States District Court  
Southern District of Texas  
FILED

JUL 30 2018

## CRIMINAL COMPLAINT

AKA: Jose Gutierrez

Clerk of Court

IAE YOB: 1961  
Mexico

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my

knowledge and belief. On or about July 27, 2018 in Hidalgo County, inthe Southern District of Texas

(Check Statutory Language of Offense)

being then and there an alien who had previously been deported from the United States to Mexico in pursuance of law, and thereafter was found near Mission, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title 8 United States Code, Section(s) 1326 (Felony)I further state that I am a(n) Senior Patrol Agent and that this complaint is based on the following facts:

Jose Rene Gutierrez-Perez was encountered by Border Patrol Agents near Mission, Texas on July 27, 2018. The investigating agent established that the Defendant was an undocumented alien and requested record checks. The Defendant claims to have illegally entered the United States on July 27, 2018, near Hidalgo, Texas. Record checks revealed the Defendant was formally Deported/Excluded from the United States on July 19, 2018, through Laredo, Texas. Prior to Deportation/Exclusion the Defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security. On March 25, 1997, the Defendant was convicted of Possession of Marijuana 50-2000 lb and was sentenced to ten (10) years confinement and ten (10) years probation.

Continued on the attached sheet and made a part of this complaint:

Yes  No



Signature of Complainant

Robert Ramirez Senior Patrol Agent

Signature of Judicial Officer

J Scott Hacker, U.S. Magistrate Judge  
Name and Title of Judicial Officer
